IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

§	
§	
§	
§	CIVIL ACTION NO. H-09-1237
§	
§	JUDGE KEITH P. ELLISON
§	
§	
§	
	\$\text{\tin}\text{\tetx{\text{\tetx{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\ti}\\\ \ti}}}}}}}}}} \text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\texit{\texi}\text{\text{\texit{\tet{\text{\texi}\text{\text{\texi}\text{\texi}\text{\texit{\text{\tin\texit{\text{\texi}\text{\texit{\texi{\texi{\texi{\texi}

SECOND SUPPLEMENTAL JOINT STATUS REPORT

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

Pursuant to the Court's request made after the Status Conference held on April 11, 2012, the Plaintiffs and the KBR Defendants file this Second Supplemental Joint Status Report and report to the Court as follows:

The parties appear to have reached an impasse. *See* correspondence dated May 10, 2012 from Ms. Fryszman to Mr. Mengis attached hereto as Exhibit 1 and correspondence dated May 16, 2012 from Mr. Mengis to Ms. Fryszman. The parties request a status conference with the Court to discuss the issues in dispute.

Dated: May 18, 2012 Respectfully submitted,

/s/ Agnieszka M. Fryszman

Agnieszka M. Fryszman Admitted pro hac vice COHEN MILSTEIN SELLERS & TOLL PLLC

1100 New York Avenue, NW, Suite 500 Washington, DC 20005

202.408.4600 – telephone 202.408.4699 – facsimile

ATTORNEYS FOR PLAINTIFFS

/s/ Michael W. Mengis

Michael W. Mengis State Bar No. 13041040 Billy M. Donley State Bar No. 05977085 BAKER & HOSTETLER LLP 1000 Louisiana, Suite 2000 Houston, Texas 77002 713.751.1600 - telephone 713.751.1717 – facsimile

David B. Rivkin, Jr. (admitted pro hac vice)
District of Columbia Bar No. 394446
Lee A. Casey (admitted pro hac vice)
California Bar No. 119568
BAKER & HOSTETLER LLP
1050 Connecticut Avenue, N.W., Suite 1100

Washington, DC 20036 202.861.1500- telephone 202.861.1783 - facsimile

ATTORNEYS FOR KBR DEFENDANTS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served via the Court's Electronic Case File System on the 18th day of May, 2012.

/s/ Michael W. Mengis Michael W. Mengis